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JC698 U.S. PTO

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10/036500

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
REQUEST FOR FILING APPLICATION UNDER 37 C.F.R. 1.53(b)
WITHOUT FILING FEE AND/OR WITHOUT EXECUTED INVENTOR'S DECLARATION

Director for Patents
Washington, DC 20231

Atty. Dkt. 2558-57

Sir:

Date: January 7, 2002

This is a request for filing a new PATENT APPLICATION under Rule 53(b) entitled:
AN ELECTROSURGICAL SYSTEM AND METHOD

without a filing fee and/or without an executed inventor's oath/declaration.

This application is made by the below identified inventor(s). Attached hereto are the following papers:

- Newly executed Declaration, Copy of Declaration from prior application, Abstract
34 pages of specification (including 1 page Abstract) and 47 numbered claims, and
12 sheets of accompanying drawing/s.
 Record the attached assignment and return to the undersigned.
 Attached is a Power of Attorney.

Priority is hereby claimed under 35 U.S.C. § 119 based on the following foreign applications:

Application Number	Country	Day/Month/Year Filed
9900964.9	Great Britain	15 January 1999

- , respectively, the entire content of which is hereby incorporated by reference in this application..
 Certified copy(ies) of foreign application(s) is/are attached.
 Certified copy(ies) filed on _____ in prior application no. _____ filed _____
 Please amend the specification by inserting the following paragraph before the first line: --This application claims the benefit of Provisional Application No. _____, filed _____, the entire content of which is hereby incorporated by reference in this application.--
 Please amend the specification by inserting the following paragraph before the first line: --This application is a continuation/ division/ continuation-in-part of Application No.10/024,348, filed, December 21, 2001, which is a continuation-in-part of Application No. 09/484,225, filed January 18, 2000, the entire contents of both being incorporated by reference in this application...
 Petition filed in prior application to extend its life to insure co-pendency.
 The prior application is assigned to .
 It is hereby requested that the Examiner consider the art cited in the above parent application(s) by applicant and/or the Examiner for the reasons stated therein. A listing of that art is attached, but pursuant to Rule 98(d) copies are not required.
 Applicant claims "small entity" status. "Small entity" statement attached.
 Please enter the attached and/or below preliminary amendment prior to calculation of filing fee:

1. Inventor: Nigel M. Goble British
(first) MI (last) (citizenship)
Residence: (city) Berks (state/country) United Kingdom
Mailing Address: East Court Farmhouse, Stype, Hungerford, Berks, United Kingdom
(Zip Code) RG17 ORH

See attached sheet(s) for additional inventor(s) information!!

Address all future communications to NIXON & VANDERHYE P.C., 1100 North Glebe Road, 8th Floor, Arlington, VA 22201.

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NIXON & VANDERHYE P.C.
By Atty: Robert A. Molan, Reg. No. 29,834

Signature:

Robert A. Molan